

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DANIEL LEE ROUSE,

Petitioner,

v.

JEFFREY A. UTTECHT,

Respondent.

CASE NO. 3:19-cv-06145-BHS-JRC

ORDER ADOPTING REPORT  
AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 27. The Court having considered the R&R and the remaining record, and no objections having been filed, does hereby find and order as follows:

- (1) The R&R is **ADOPTED**;
- (2) Petitioner’s motion for voluntary dismissal, Dkt. 24, is **GRANTED** and the petition, Dkt. 12, is **DISMISSED** without prejudice;
- (3) All other pending motions are **DENIED** as moot;

1 (4) A certificate of appealability is **DENIED**; and

2 (5) This case is closed.

3 Dated this 29th day of July, 2020.

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6 BENJAMIN H. SETTLE  
United States District Judge